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RESOLUTION NO. 04-129

**RESOLUTION DIRECTING AND ORDERING A PUBLIC HEARING ON THE  
ADVISABILITY OF AN IMPROVEMENT**

A resolution directing and providing for a public hearing on the advisability of improvements consisting of paving **27<sup>TH</sup> STREET NORTH FROM THE MIDDLE OF THE INTERSECTION OF 27<sup>TH</sup> & JACKSON TO THE MIDDLE OF THE INTERSECTION OF 27<sup>TH</sup> & WACO, 472-83961**, in the City of Wichita, Kansas, all as provided by KSA 12-602. Said hearing shall be held on **April 6, 2004** in the City Council Chambers of City Hall at 9:00 a.m.

Be it further resolved: That the City Clerk of the City of Wichita, Kansas shall give notice of the aforesaid public hearing by publication in the official city newspaper in the manner provided by KSA 12-602 in the following form:

**NOTICE OF HEARING**

**NOTICE OF HEARING ON IMPROVEMENTS CONSISTING OF PAVING 27<sup>TH</sup> STREET NORTH FROM THE MIDDLE OF THE INTERSECTION OF 27<sup>TH</sup> & JACKSON TO THE MIDDLE OF THE INTERSECTION OF 27<sup>TH</sup> & WACO, 472-83961, IN THE CITY OF WICHITA, KANSAS.**

Notice is hereby given that the Governing Body of the City of Wichita, Kansas will hold a hearing as provided by KSA 12-602, at its regular meeting on **April 6, 2004**. Said meeting to be held in the City Council Chambers of the City Building, 455 North Main Street at 9:00 a.m. Said hearing to begin at 9:00 a.m., for the purpose of considering the advisability of the following improvements:

SECTION 1. That it is necessary and in the public interest to pave **27<sup>TH</sup> STREET NORTH FROM THE MIDDLE OF THE INTERSECTION OF 27<sup>TH</sup> & JACKSON TO THE MIDDLE OF THE INTERSECTION OF 27<sup>TH</sup> & WACO, 472-83961**.

Said pavement shall be constructed of the material in accordance with plans and specifications provided by the City Engineer.

SECTION 2. That the estimated and probable cost of the foregoing improvement being **Sixty-three Thousand Dollars (\$63,000)**, exclusive of the cost of interest on borrowed money, with **85** percent payable by the improvement district and with **15** percent payable by the City at Large. Said estimated cost as above set forth is hereby increased at the pro-rata rate of 1 percent per month from and after **December 1, 2003**.

SECTION 3. That the cost of said improvement attributable to the improvement district, when ascertained, shall be assessed against the land lying within the improvement district described as follows:

**F.C. McTAGGART'S ADDITION**

Even Lots 2-24 Inclusive, Jackson Avenue  
Odd Lots 1-23 Inclusive, Waco Avenue

**NORTH COURT ADDITION**

The S ½ of the E 30' of Lot 6

The S ½ of Lot 7

Beginning at the SE corner of Lot 8; thence W to the SW corner N along the W property line 74.25' SELY 63.77' to a point on the E property line 52.65' N of the SE corner S to the beginning.

Beginning at the SE corner of Lot 9; thence W to the SW corner N along the W property line 52.65' NELY 67.69' to a point on the NELY property line 61.91' NWLY of the SE corner SELY to the beginning.

Beginning at the SE corner of Lot 10; thence W to the SW corner NW along the SWLY property line 61.91' NELY 66.35' to a point on the NELY property line 89.91' NWLY of the SE corner SELY to the beginning.

Beginning at the SE corner of Lot 11; thence NW along the SLY property line 89.91' NELY 75.43' to a point on the NLY property line 57.12' NWLY of the NE corner S to the beginning.

Beginning at the SE corner of Lot 12; thence NW along the SLY property line 59.55' NE 48.40' E to a point 61.98' N of the SE corner S to the beginning.

**UNPLATTED TRACT**  
**In Section 5, Twp 27S, R1E**

The W 30' of the S 213.48' of the following tract: Beginning 1320' N of the SE corner of the W 1/2 of the NE 1/4; thence W 599' N 394.5' E 180' to the Center of the Creek SELY along the Creek to the E line pf the W 1/2 of the NE 1/4 then S 83.2' to the beginning except the Canal.

(A-8679-70B)

SECTION 4. That the method of assessment of all costs for the improvements for which the improvement district shall be liable shall be on a **square foot** basis.

Except when driveways are requested to serve a particular tract, lot, or parcel and shall be in addition to the assessment for other improvements. Where the ownership of a single lot is or may be divided into two or more parcels, the assessment to the lot so divided shall be assessed to each ownership or parcel on a square foot basis.

The hearing may be adjourned from time to time until the Governing Body of the City of Wichita, Kansas shall have made findings by resolution as to the advisability of the improvements, the nature of the improvements, the estimated cost, the boundaries of the improvement district and the method of assessment, all as finally determined by the said Governing Body: Provided the area of the proposed improvement district to be assessed may be less than but shall not exceed the area proposed to be assessed as stated in this Notice of Hearing without giving notice and holding a new hearing on the improvements. All persons desiring to be heard with reference to the proposed improvements will be heard at this hearing.

ADOPTED at Wichita, Kansas, March 16, 2004.

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CARLOS MAYANS, MAYOR

ATTEST:

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KAREN SCHOFIELD, CITY CLERK

(SEAL)